

PUBLIC HEALTH DEPARTMENT[641]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 105.4, the Iowa Plumbing and Mechanical Systems Board hereby gives Notice of Intended Action to amend Chapter 28, “Plumbing and Mechanical Systems Licensure Fees,” Iowa Administrative Code.

The rules in Chapter 28 describe the fees applicable to the various licenses issued by the Plumbing and Mechanical Systems Board. The amendments reflect the changes mandated by 2009 Iowa Acts, Senate File 224.

Consideration will be given to all written suggestions or comments on the proposed amendments on or before December 22, 2009. Such written comments should be directed to Cindy Houlson, Department of Public Health, Lucas State Office Building, 321 E. 12th Street, Des Moines, Iowa 50319. Comments may be sent by fax to (515)281-4529 or by E-mail to choulson@idph.state.ia.us.

Also, there will be a public hearing on December 22, 2009, from 11 a.m. to 1 p.m., at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments. This hearing will originate from the Iowa Communications Network (ICN) and will be accessible over the ICN from the following locations:

Public Library
529 Pierce Street
Sioux City

Public Library
400 Willow Avenue
Council Bluffs

Public Library, Meeting Room C
415 Commercial Street
Waterloo

Ottumwa Regional Health Center
1001 E. Pennsylvania
Ottumwa

Public Library Information Ctr., Kelinson Room
2950 Learning Campus Drive
Bettendorf

Mason City National Guard Armory
1160 19th Street SW
Mason City

Crestwood High School
1000 4th Avenue East
Cresco

Archdiocesan Pastoral Center
1229 Mount Loretta
Dubuque

Spirit Lake High School
2701 Hill Avenue
Spirit Lake

Prairie Lakes Area Education Agency
1 Triton Circle, Library Bldg.
Fort Dodge

Hoover State Office Building, First Floor
1305 East Walnut
Des Moines

Iowa Western Community College – 2
923 East Washington
Clarinda

Kirkwood Community College
Room 117
1816 Lower Muscatine Road
Iowa City

Burlington High School
421 Terrace Drive
Burlington

Any persons who intend to attend the public hearing and have special requirements, such as those relating to hearing or mobility impairments, should contact the Department of Public Health and advise of specific needs.

These amendments are intended to implement Iowa Code chapter 105 and 2009 Iowa Acts, Senate File 224.

The following amendments are proposed.

ITEM 1. Amend **641—Chapter 28**, title, as follows:

PLUMBING AND MECHANICAL SYSTEMS BOARD—LICENSURE FEES

ITEM 2. Amend subrule 28.1(1) as follows:

28.1(1) License fee for:

a. to *c.* No change.

~~*d.* A combined license is the sum total of each of the separate license fees.~~

~~*e.* *d.* A medical gas pipe certificate as defined in 641—29.3(105) is \$50.~~

~~*f.* *e.* An inactive license as defined in 641—~~subrule 29.2(4)~~ subrules 29.2(5) and 29.2(6) is \$50.~~

~~*f.* A contractor license as defined in 641—subrule 29.2(4) is \$250.~~

~~*g.* A special restricted license as defined in 641—subrules 29.2(8), 29.2(9), 29.2(10), and 29.2(11) is \$50.~~

~~*h.* A geothermal heat pump systems installer license as defined in 641—subrule 29.2(7) is \$100.~~

ITEM 3. Rescind paragraphs **28.1(2)“d”** and **“e.”**

ITEM 4. Amend subrule 28.1(3) as follows:

28.1(3) Renewal license fee for:

a. to *c.* No change.

~~*d.* A combined license is the sum total of each of the separate license fees.~~

~~*e.* *d.* A medical gas pipe certificate as defined in 641—29.3(105) is \$50.~~

~~*f.* *e.* An inactive license as defined in 641—~~subrule 29.2(4)~~ subrules 29.2(5) and 29.2(6) is \$50.~~

~~*f.* A contractor license as defined in 641—subrule 29.2(4) is \$250.~~

~~*g.* A special restricted license as defined in 641—subrules 29.2(8), 29.2(9), 29.2(10), and 29.2(11) is \$50.~~

~~*h.* A geothermal heat pump systems installer license as defined in 641—subrule 29.2(7) is \$100.~~

ITEM 5. Amend paragraph **28.1(5)“c”** as follows:

c. A licensee who allows a license to lapse for more than two months is required to retake and pass the applicable licensing examination and pay the appropriate renewal of license fee in order to obtain reinstatement. A licensee whose license has lapsed continues to hold the privilege of licensure in Iowa, but may not work as a plumbing or mechanical professional or contractor in Iowa until the license is renewed. A licensee who works as a plumbing or mechanical professional, including under a special restricted license, works as a geothermal heat pump installer, or operates as a contractor in the state of Iowa with a lapsed license may be subject to disciplinary action by the board, injunctive action pursuant to Iowa Code section 147.83, criminal sanctions pursuant to Iowa Code section 147.86, and other available legal remedies.

ITEM 6. Adopt the following **new** subrule 28.1(11):

28.1(11) Combined license.

- a.* For purposes of this subrule, “combined license” shall mean more than one active master or journeyman license under subrules 28.1(1) through 28.1(3) in one or multiple disciplines.
- b.* A license fee for a combined license shall be the sum total of each of the separate license fees reduced by 30 percent.
- c.* In order to be eligible for the combined license fee reduction, all individual licenses must be purchased in a single transaction.